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July 11, 2014

The Honorable Laura Taylor Swain
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007-1312

MEMO

Re: *FDIC as Receiver for Citizens National Bank & Strategic Capital Bank v. Bearn Stearns Asset Backed Securities I LLC et al.*, No. 12-cv-4000 (LTS)

Dear Judge Swain:

We represent Defendants Merrill Lynch Mortgage Investors, Inc.; Merrill Lynch Mortgage Capital, Inc.; and Merrill Lynch, Pierce, Fenner & Smith Inc. in the above-referenced action. We write to request that the status conference currently scheduled for 10:00 a.m. on July 18, 2014 be adjourned to a date that is convenient for the Court. The other Defendants join in this request. We are informed by Plaintiff that it takes no position on the matter.

Thank you for your consideration.

Respectfully submitted,

The conference is adjourned
to October 9, 2014, at
4:00 pm.

s / Fraser L. Hunter, Jr.

Fraser L. Hunter, Jr.

SO ORDERED:

HON. LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE